

ENTERED

May 04, 2016

David J. Bradley, Clerk

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

EDGAR ALEXIS MUNOZ-MUNOZ,
Petitioner,

V.

UNITED STATES OF AMERICA
Respondent.

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CIVIL ACTION NO. B-14-127
CRIMINAL NO. B-11-966-3

ORDER

Pending is the Magistrate Judge's March 24, 2016, Report and Recommendation in the above-referenced cause of action. [Doc. No. 14] No objections have been lodged by either side and the time for doing so has expired.

Having reviewed all of the pleadings and the Report and Recommendation for plain error and having found none, it is the opinion of the Court that the Magistrate Judge's Report and Recommendation is hereby adopted. Therefore, it is ordered that Edgar Alexis Munoz-Munoz's Motion to Vacate, Set Aside or Correct Sentence pursuant to 28 U.S.C. § 2255 [Doc. No. 1] is dismissed on the basis that Munoz-Munoz has waived his right to file the instant petition. Alternatively, it is denied as meritless. Further, the issuance of a Certificate of Appealability is denied.

Signed this 4th day of May, 2016.



Andrew S. Hanen
United States District Judge